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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: BOYCE PENN § EXAMINER: JOHN R. PARADISO
§
SERIAL NO: 10/040,125 § ART UNIT: 3721
§
FILED: 12/31/01 § ATTY. DOCKET NO: BP5302

FOR: APPARATUS AND METHOD FOR WORKING
WITH SHEET MATERIAL

CERTIFICATE OF FACSIMILE TRANSMISSION

I herby certify that this paper comprising 6 pages entitled RESPONSE TO NOTICE OF
NONCOMPLIANT AMENDMENT is being sent via facsimile to
the United States Patent and Trademark Office Central Fax
(703) 872-9306 on March 10, 2005

A. 

RESPONSE TO NOTICE OF NONCOMPLIANT AMENDMENT

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In Response to the Office Action mailed 2/24/2005, please consider the following:

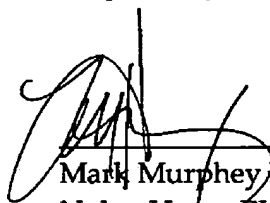
ELECTION OF APPARATUS CLAIMS

Pursuant to your conversation with our office on December 2, 2004, the
Applicant elects to prosecute Claims 1-8, which are the apparatus claims directed to the
above-named invention, and withdraws Claims 9-20, which are the process claims. The
Applicant understands that if the apparatus claims are allowed, he will have the

opportunity to rejoin Claims 9-20, which are the remaining claims and are directed to a process for using the apparatus, pursuant to MPEP § 821.04.

We further understand that the election does not need to be traversed. We also understand that if the process claims are found to be outside the limitations of the apparatus claims upon rejoinder, we may file a continuation-in-part application and a terminal disclaimer at that time to proceed with prosecution of the process claims.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark Murphey Henry', is written over a horizontal line.

Mark Murphey Henry
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Attorney for Applicant
Dated: March 10, 2005